

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
	:	
UNITED STATES OF AMERICA	:	
	:	
v.	:	
	:	Case No. 1:08-CR-00366-RLC
JAMES TREACY,	:	
	:	
Defendant.	:	
-----X	:	

**DEFENDANT JAMES TREACY'S MOTION TO DISMISS
PORTIONS OF COUNT TWO ALLEGING
VIOLATIONS OF RULE 10b-5(a) AND (c)**

Defendant James Treacy, through counsel, hereby moves this Court, pursuant to Fed. R. Crim. P. 12(b)(2), for an order dismissing certain portions of Count Two of the Indictment alleging violations of Rule 10b-5(a) and (c).

Respectfully submitted,



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Dated: June 30, 2008